

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ARMANDO ANTIONIO MARROQUIN,

Plaintiff,

vs.

R. BOWMAN, M.D., et al.,

Defendants.

Case No: C 09-0713 SBA (pr)

ORDER


Docket No. 19

On September 1, 2012, this Court entered an Order dismissing the action without prejudice, inter alia, for failure to exhaust administrative remedies. (Dkt. 13.) On September 28, 2012, the Court entered an Order denying Plaintiff's motion to set aside judgment and for reconsideration. (Dkt. 13, 16).

On October 22, 2012, Plaintiff filed a notice of appeal. The Ninth Circuit has issued a Referral Notice requesting this Court to determine whether Plaintiff's in forma pauperis status should continue on appeal. (Dkt. 19.) Having reviewed the record in this matter, the Court hereby certifies that, under 28 U.S.C. § 1915(a)(3), the appeal is not taken in good faith and Plaintiff's in forma pauperis status is revoked for the purposes of his appeal.

IT IS SO ORDERED.

Dated: November 5, 2012


SAUNDRA BROWN ARMSTRONG
United States District Judge

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 ARMANDO ANTONIO MARROQUIN,

5
6 Plaintiff,

7 v.

8 MD BOWMAN et al,

9 Defendant.
10 _____/

11 Case Number: CV09-00713 SBA

12 **CERTIFICATE OF SERVICE**

13
14 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
15 Court, Northern District of California.

16 That on November 8, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said
17 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing
18 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
19 located in the Clerk's office.

20 Armando Antonio Marroquin T-86698
21 La Palma Correctional Center, MA
22 5501 N. La Palma Road
23 Eloy, AZ 85131

24 Dated: November 8, 2012

Richard W. Wieking, Clerk

25 By: Lisa Clark, Deputy Clerk
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